



General Assembly

Substitute Bill No. 1166

January Session, 2013



AN ACT CONCERNING IGNITION INTERLOCK DEVICES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (g) of section 14-227a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2013*):

4 (g) Any person who violates any provision of subsection (a) of this
5 section shall: (1) For conviction of a first violation, (A) be fined not less
6 than five hundred dollars or more than one thousand dollars, and (B)
7 be (i) imprisoned not more than six months, forty-eight consecutive
8 hours of which may not be suspended or reduced in any manner, or
9 (ii) imprisoned not more than six months, with the execution of such
10 sentence of imprisonment suspended entirely and a period of
11 probation imposed requiring as a condition of such probation that
12 such person perform one hundred hours of community service, as
13 defined in section 14-227e, and (C) have such person's motor vehicle
14 operator's license or nonresident operating privilege suspended for
15 forty-five days and, as a condition for the restoration of such license,
16 be required to install an ignition interlock device on each motor vehicle
17 owned or operated by such person and, upon such restoration, be
18 prohibited for the one-year period following such restoration from
19 operating a motor vehicle unless such motor vehicle is equipped with
20 a functioning, approved ignition interlock device, as defined in section

21 14-227j; (2) for conviction of a second violation within ten years after a
22 prior conviction for the same offense, (A) be fined not less than one
23 thousand dollars or more than four thousand dollars, (B) be
24 imprisoned not more than two years, one hundred twenty consecutive
25 days of which may not be suspended or reduced in any manner, and
26 sentenced to a period of probation requiring as a condition of such
27 probation that such person: (i) Perform one hundred hours of
28 community service, as defined in section 14-227e, (ii) submit to an
29 assessment through the Court Support Services Division of the Judicial
30 Branch of the degree of such person's alcohol or drug abuse, and (iii)
31 undergo a treatment program if so ordered, and (C) (i) if such person is
32 under twenty-one years of age at the time of the offense, have such
33 person's motor vehicle operator's license or nonresident operating
34 privilege suspended for forty-five days or until the date of such
35 person's twenty-first birthday, whichever is longer, and, as a condition
36 for the restoration of such license, be required to install an ignition
37 interlock device on each motor vehicle owned or operated by such
38 person and, upon such restoration, be prohibited for the three-year
39 period following such restoration from operating a motor vehicle
40 unless such motor vehicle is equipped with a functioning, approved
41 ignition interlock device, as defined in section 14-227j, except that for
42 the first year of such three-year period, such person's operation of a
43 motor vehicle shall be limited to such person's transportation to or
44 from work or school, an alcohol or drug abuse treatment program or
45 an ignition interlock device service center, or (ii) if such person is
46 twenty-one years of age or older at the time of the offense, have such
47 person's motor vehicle operator's license or nonresident operating
48 privilege suspended for forty-five days and, as a condition for the
49 restoration of such license, be required to install an ignition interlock
50 device on each motor vehicle owned or operated by such person and,
51 upon such restoration, be prohibited for the three-year period
52 following such restoration from operating a motor vehicle unless such
53 motor vehicle is equipped with a functioning, approved ignition
54 interlock device, as defined in section 14-227j, except that for the first
55 year of such three-year period, such person's operation of a motor

56 vehicle shall be limited to such person's transportation to or from work
57 or school, an alcohol or drug abuse treatment program or an ignition
58 interlock device service center; and (3) for conviction of a third and
59 subsequent violation within ten years after a prior conviction for the
60 same offense, (A) be fined not less than two thousand dollars or more
61 than eight thousand dollars, (B) be imprisoned not more than three
62 years for conviction of a third violation within ten years after a prior
63 conviction for the same offense, or be imprisoned not more than five
64 years for conviction of a fourth or subsequent violation within ten
65 years after a prior conviction for the same offense, one year of [which]
66 either such sentence may not be suspended or reduced in any manner,
67 and sentenced to a period of probation requiring as a condition of such
68 probation that such person: (i) Perform one hundred hours of
69 community service, as defined in section 14-227e, (ii) submit to an
70 assessment through the Court Support Services Division of the Judicial
71 Branch of the degree of such person's alcohol or drug abuse, and (iii)
72 undergo a treatment program if so ordered, and (C) have such person's
73 motor vehicle operator's license or nonresident operating privilege
74 permanently revoked upon such third offense, except that if such
75 person's revocation is reversed or reduced pursuant to subsection (i) of
76 section 14-111, such person shall be prohibited from operating a motor
77 vehicle unless such motor vehicle is equipped with a functioning,
78 approved ignition interlock device, as defined in section 14-227j, for
79 the time period prescribed in subdivision (2) of subsection (i) of section
80 14-111. For purposes of the imposition of penalties for a second or
81 third and subsequent offense pursuant to this subsection, a conviction
82 under the provisions of subsection (a) of this section in effect on
83 October 1, 1981, or as amended thereafter, a conviction under the
84 provisions of either subdivision (1) or (2) of subsection (a) of this
85 section, a conviction under the provisions of section 53a-56b or 53a-60d
86 or a conviction in any other state of any offense the essential elements
87 of which are determined by the court to be substantially the same as
88 subdivision (1) or (2) of subsection (a) of this section or section 53a-56b
89 or 53a-60d, shall constitute a prior conviction for the same offense.

90 Sec. 2. Section 14-227b of the general statutes is amended by adding
91 subsection (q) as follows (*Effective January 1, 2014*):

92 (NEW) (q) Notwithstanding any provision of this chapter, if the
93 commissioner suspends any operator's license or nonresident
94 operating privilege pursuant to this section, the commissioner shall
95 order such person to install an approved ignition interlock device in
96 each motor vehicle owned or to be operated by such person, in
97 accordance with the time period and requirements set forth in
98 regulations that the commissioner shall adopt in accordance with
99 chapter 54.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	14-227a(g)
Sec. 2	<i>January 1, 2014</i>	14-227b

JUD *Joint Favorable Subst.*